



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLA No.153 of 2021

***Hemanta Kumar Naik @
Mithun***

....

Appellant

Ms. S. Jena, Sr. Advocate
with Ms. S. Panda, Advocate

-versus-

State of Odisha

....

Respondent

Mr. C.K. Pradhan, AGA

CORAM:

JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

08.05.2026

Order No. I.A. No.511 of 2026

- 13.** 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical) Mode.
2. Heard learned counsel for the parties.
3. This Interim Application has been filed by the Appellant/Petitioner seeking grant of interim bail for a period of 2(two) months for the purpose of providing treatment to his ailing father.
4. It is contended that appellant on earlier occasion, was granted interim bail for a period of 3(three) months vide order dated 13.09.2024 of this Court and he has not violated the said order and surrendered immediately after completion of the interim bail period.



In support of the suffering of his father, reliance was placed to the document enclosed to the I.A.

4.1. It is also contended that appellant in the meantime has undergone more than 8 years of sentence from out of the substantive sentence of 10 year so imposed vide the impugned judgment, for the offence under Section 20(b)(ii)(C) of the NDPS Act.

4.2. Making all these submissions, learned Senior Counsel appearing for the appellant contended that appellant be allowed interim bail for a period of 2(two) months on such terms and conditions as deem fit and proper.

5. Learned Addl. Govt. Advocate does not dispute the grant of interim bail in favour of the appellant vide order dated 13.09.2024 and surrender of the appellant after completion of the interim bail.

6. Having heard learned counsel for the parties and considering the submission made, this Court is inclined to allow the prayer for interim bail. Let the appellant be released on interim bail for a period of 2(two) months to be counted from the date of his release, on such terms and conditions as deem fit and proper by the learned Court in seisin in 2(a) C.C. No.04 of 2018(N) in the file of learned 2nd Addl. District & Sessions Judge, Berhampur, Ganjam.



6.1. It is however observed that the appellant shall surrender immediately after completion of the interim bail period without fail.

7. I.A. stands disposed of.

(Biraja Prasanna Satapathy)
Judge

Basudev